

Food and Consumer Service

Mountain Plains Region

1244 Speer Boulevard Denver, CO 80204-2581

Reply to SP-01-12Attn of: CACFP-650 SFSP-430

JUN 1 8 2001

Subject:

Departmental Regulation Certification Requirements for the Child Nutrition Programs

To: STATE AGENCY DIRECTORS -(Child Nutrition Programs) Colorado ED, Colorado DPHE, Iowa, Kansas, Missouri ED, Missouri DH, Montana OPI, Montana DPHHS, Nebraska, North Dakota, South Dakota, Utah and Wyoming

Though there have been no recent changes in the Departmental regulation certification requirements for the Child Nutrition Programs (CNP), we are providing the attached chart for reference purposes. The chart depicts the drug-free workplace, debarment/suspension and lobbying certification requirements for CNP specified by Departmental regulations 7 CFR Parts 3017 and 3018.

Please note that for Food and Nutrition Service (FNS) Programs, as indicated on the chart, the debarment/suspension certification is not required for a primary grantee or subgrantee of a statutory entitlement or mandatory award. For example, the certification would not be required for subgrant agreements between a State agency and school food authority, Child and Adult Care Food Program institution or Summer Food Service Program sponsor. However, certifications must be obtained for procurement contracts, as applicable, based on the amount of the contract.

Hopefully, the chart will facilitate identifying the distinctions in the requirements for grant agreements, subgrant agreements and procurement contracts. When utilizing this chart, please bear in mind that the information was current on the date of distribution. Future changes to these Departmental regulations may result in different certification requirements.

Departmental Regulation Certification Requirements Child Nutrition Programs

yes = required	Drug-Free	Debarment/	Lobbying
no = not required	Workplace	Suspension	7 CFR Part 3018
-	7 CFR Part	7 CFR Part	
	3017, Subpart F	3017, Subparts	
		A-E	

GRANT AGREEMENTS

FNS→Primary Grantee

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FNS→State Agency (SA)	yes	no	≤\$100,000 - no >\$100,000 - yes
FNS→SFA (ROAP) FNS→CACFP Institution *	* its yes	no	≤\$100,000 - no
(ROAP) • FNS→SFSP Sponsor (ROAP)			>\$100,000 - yes

SUBGRANT AGREEMENTS

Primary Grantee→Subgrantee

		0.000 - no
• SA→SFA		
	I 10 ≥01U	
SA→CACFP Inc:itution		0,000 - yes
SA→SFSP Sponsor		

PROCUREMENT CONTRACTS

Primary Grantee→Contractor

	no <\$100,000 - no^2 \leq \$100,000 - no	
 SA→Contractor 		
	\geq \$100,000 - yes \geq \$100,000 - yes	

Subgrantee→**Contractor**

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 SFSP Sponsor→Contractor 	~ 1:00Ex 34 Exp to 2004; 2:440 900 000; 140 0000 1.2000		
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(e.g., FSMC, vendor)		ASSIT TOUR PARAMETER OF THE SECOND PROPERTY.	HERRIES EN SYNCHESTERSEN STATE SERVER SE

Contractor→Subcontractor

¹ A State may make a single certification each fiscal year covering all Federal grants to all of its agencies.

² Certifications required for all contracts with A-133 auditors regardless of the amount of the contract.

³ No certification required for procurement contracts between a subcontractor and another party regardless of the amount.